

**AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE**

Index # 07 CV 2927

Purchased/Filed:

STATE OF NEW YORK

UNITED STATES DISTRICT COURT

SOUTHERN COUNTY

Fierman Produce Exchange, Inc.

Plaintiff

against

Watermelons Plus, Inc. and Michael J. Pagano

Defendant

STATE OF NEW YORK  
COUNTY OF ALBANY

SS.:

Jessica Miller, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on July 27, 2007, at 11:45am, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed Amended Summons in a Civil Action and Amended Complaint together with the Index # on Watermelons Plus, Inc., the Defendant in this action, by delivering to and leaving with Donna Christie, AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, 2 true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40.00 dollars; That said service was made pursuant to Section 306 Business Corporation Law.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 38 Approx. Wt: 140 Approx. Ht: 5'6  
Color of skin: White Hair color: Blonde Sex: Female Other: \_\_\_\_\_

Sworn to before me on this

31st day of July 2007

Deborah A Bottisti (Berlin)

DEBORAH A BOTTISTI

NOTARY PUBLIC, State of New York

No 01BO6036756, Qualified in Albany County

Commission Expires February 7, 2010

Jessica Miller  
Jessica Miller

Invoice•Work Order # 0613289